

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF

MONDAY, JANUARY 9, 1984

AT 2:00 P.M.

IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Mayor Hedgecock at 2:04 p.m. Mayor Hedgecock adjourned the meeting at 3:00 p.m. to meet in Closed Session on Tuesday, January 10, 1984, at 9:00 a.m. in the twelfth floor conference floor on pending litigation.

ATTENDANCE DURING THE MEETING:

- (M) Mayor Hedgecock-present.
 - (1) Council Member Mitchell-present.
 - (2) Council Member Cleator-present.
 - (3) Council Member McColl-present.
 - (4) Council Member Jones-present.
 - (5) Council Member Struiksma-present.
 - (6) Council Member Gotch-present.
 - (7) Council Member Murphy-present.
 - (8) Council Member Martinez-present.
- Clerk-Abdelnour (bb)

FILE LOCATION:

MINUTES

ITEM-1: ROLL CALL

Clerk Abdelnour called the roll:

Mayor Hedgecock-present.

Council Member Mitchell-not present.

Council Member Cleator-not present.

Council Member McColl-present.

Council Member Jones-present.

Council Member Struiksma-present.

Council Member Gotch-present.

Council Member Murphy-present.

Council Member Martinez-not present.

ITEM-10: INVOCATION

Invocation was given by Reverend H. W. Mitschke of Our Redeemer Lutheran Church, San Diego.

FILE LOCATION:

MINUTES

ITEM-20: PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member McColl.

FILE LOCATION:

MINUTES

ITEM-30: HEARING GRANTED

Matter of the request of Barton H. Boyer III for a hearing of an appeal from the decision of the Planning Commission in granting an extension of time for Planned Residential Development Permit PRD-83-0675 (old PRD-20-159-0), which proposes a 41-unit residential development on 5.64 acres of land. The subject property is located on the east side of Halifax Street, north of Greenbrier Street, in the Navajo Community Plan area, in Zone R-1-5 and is further described as Lots 2615 and 2616, Allied Gardens, Unit 13, Map-3544.

(PRD-83-0675. District-7.)

NOTE: Pursuant to Section 101.0900-G of the San Diego Municipal Code, the appellant has filed his written request for City Council to allow an appeal from the decision of the Planning Commission. No oral presentations shall be made to the Council by either the proponents or opponents of the project.

FILE LOCATION:

PERM PRD-20-159-0

COUNCIL ACTION: (Tape location: A119-147).

MOTION BY MURPHY TO GRANT HEARING FOR JANUARY 31, 1984 AT 2:00

P.M. Second by Martinez. Passed by the following vote:

Mitchell-not present, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-50: (O-84-129) INTRODUCED, TO BE ADOPTED JANUARY 23, 1984

Introduction of an Ordinance amending Section 3 of Ordinance O-15647 (New Series), adopted January 4, 1982, establishing the Gaslamp Quarter Business Improvement District pursuant to the Parking and Business Improvement Area Law of 1979 and levying an assessment and charge therein for upgrading and promoting the area.

(Centre City Community Area. District-8.)

CITY MANAGER REPORT:

The City Council adopted Ordinance O-15647 (NS) on January 4,

1982 which established the Gaslamp Quarter Business Improvement District. Section 3 of the Ordinance provides for the levying of an assessment to be used for the purpose of promoting and upgrading the Gaslamp Quarter area. This section identifies three categories of benefit and a charge based upon benefit received. The section inadvertently included draft language used in working with the Gaslamp Association when forming the district. This change removes the draft language from the Ordinance. Other business improvement assessment district ordinances specifically grant authority to the City Treasurer to administer the collection of the assessment in conjunction with the issuance of City Business Licenses. The Gaslamp District Ordinance does not include this authority. This change will bring the collection of the assessment by the City for the District into conformity with other business improvement districts.

FILE LOCATION:

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COUNCIL ACTION: (Tape location: A148-152).

CONSENT MOTION BY MARTINEZ TO INTRODUCE. Second by Gotch. Passed by the following vote: Mitchell-not present, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-51: (O-84-127) INTRODUCED, TO BE ADOPTED JANUARY 23, 1984

Introduction of an Ordinance establishing a two-hour time limit parking meter zone (Rate A) on the east side of 30th Street from Adams Avenue to the alley north of Adams Avenue. (Park North-East Community Planning Area. District-3.)

CITY MANAGER REPORT:

The proposed zone was requested by a majority petition (100 percent of the property frontage). A recent parking study determined the average occupancy and average stay in the study area to be 100 percent and 3.5 hours, respectively. This meets the Council-approved requirements for average occupancy and average stay for establishing a two-hour limit zone. The entire area is zoned C.

FILE LOCATION:

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COUNCIL ACTION: (Tape location: A148-152).

CONSENT MOTION BY MARTINEZ TO INTRODUCE. Second by Gotch. Passed by the following vote: Mitchell-not present, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-100:

19840109

Five actions relative to awarding contracts:

Subitem-A: (R-84-1025) ADOPTED AS RESOLUTION R-259916

1) Robinson Fertilizer Company; 2) Butler's Mill, Inc.; 3) Los Angeles Chemical Company; 4) Southern Calif. Organic Fertilizer Co. Inc., for the purchase of fertilizer, pesticides, and herbicides, etc., as may be required for a period of one year beginning January 1, 1984 through December 31, 1984 for a total estimated cost of \$186,187.49, including tax and terms. BID-5381

Subitem-B: (R-84-1012) ADOPTED AS RESOLUTION R-259917

Southwest Business Interiors and Fischer Office Interiors for the purchase of library furnishings for a total cost of \$96,831.15, including tax and terms; authorizing the expenditure in the sum of \$96,831.15 from Capital Outlay Fund 30245, CIP-36-046, Tierrasanta Branch Library for this purpose. BID-5344

Subitem-C: (R-84-1009) ADOPTED AS RESOLUTION R-259918

Courtesy Chevrolet for the purchase of Chevrolet auto and truck repair parts as may be required for a period of one year beginning February 1, 1984 through January 31, 1985, for a total cost of \$85,000, including tax and terms, with an option to renew the contract for an additional one year. BID-5364

Subitem-D: (R-84-1014) ADOPTED AS RESOLUTION R-259919

Bob Stall Chevrolet for the purchase of two diesel sedans (Chevrolet Impala 1984) and two diesel suburbans (Chevrolet Suburban 1984) for a total cost of \$47,781.41, including tax and terms, less trade-in allowance. BID-5353

Subitem-E: (R-84-1024) ADOPTED AS RESOLUTION R-259920

Vanier Graphics for the purchase of continuous printed utility bill and related forms and providing a contingency cost in the event of a print over run and/or plate change, for a total cost of \$12,183.38, including tax and contingency.

BID-5387

FILE LOCATION: MEET CONTFY84

COUNCIL ACTION: (Tape location: A135-163).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Jones. Passed by

the following vote: Mitchell-not present, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-101: (R-84-1098) ADOPTED AS RESOLUTION R-259921

Vacating Miramar Road, the northerly 14 feet of Eastgate Mall, and revesting the abutters' rights of access in and to Eastgate Mall, all in Pueblo Lot 1318 between Interstate 805 and the easterly line of Parcel 1 of Parcel Map PM-1865, all within or adjacent to the proposed Eastgate Technology Park Subdivision (TM-82-0172) boundaries, under the procedure for the summary vacation of streets and public service easements.

(University Community Area. District-1.)

CITY MANAGER REPORT:

Eastgate Mall and Miramar Road were dedicated from public land by Council actions starting in 1910 and ending in 1958. The City, as the abutting property owner, has initiated the vacation in order to subdivide and develop the property as the Eastgate Technology Park Subdivision, a Planned Industrial Development (PID-82-0172). The Miramar Road to be vacated is unrelated to the existing travel way by the same name. It consists of an unimproved section of old right-of-way that lies entirely within City-owned property, plus a section at each end that has since been rededicated as Eastgate Mall.

This action will also vacate the northerly 14 feet of Eastgate Mall, which is unimproved and contains no public utilities and will restore the abutters' rights of access. Due to its classification as a major street, it is no longer necessary to restrict access from the adjacent properties in and to Eastgate Mall and the abutters' rights of access can be revested. Eastgate Mall is classified as a four-lane major street in the University Community Plan, and sufficient right-of-way has been retained to satisfy its ultimate design width. Staff has concluded that these rights-of-way and the abutters' rights are no longer needed for present or prospective public use and can be summarily vacated. This action was processed in accordance with Council Policy 600-15.

FILE LOCATION:

STRT J-2507 and DEED F-2234 DEEDFY84

COUNCIL ACTION: (Tape location: A135-163).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-not present, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor

Hedgecock-yea.

* ITEM-102: (R-84-986) ADOPTED AS RESOLUTION R-259922

Vacating Poway Avenue and portions of Chase and Truckee Avenues between Mission Center Road and Interstate Highway 805, and the alley in Block 4 of Cable Road Addition, Map-669, all within or adjacent to the boundaries of the final Nob Hill Subdivision Map (TM-82-0732), under the procedure for the summary vacation of streets and public easements where the portion of street to be vacated consists of a portion of a street or highway that lies within property under one ownership and that does not continue through such ownership or end touching property of another; reserving and excepting from the foregoing vacation the right, easement and privilege of placing, constructing, repairing, replacing, maintaining, using and operating public utilities of any kind or nature pursuant to said resolution; the easement reserved herein is in, under, over, upon, along and across Truckee Avenue adjacent to Parcel A of Parcel Map PM-711, Poway Avenue adjacent to Parcel A of Parcel Map PM-749, and the Alley adjacent to Lots 29-31, in Block 4 of Cable Road Addition, Map-669; declaring that this resolution shall not become effective unless and until the Nob Hill Subdivision map (TM-82-0732) has been approved by Council action; in the event that the final map is not approved by February 22, 1985, this resolution shall become void and of no further force or effect; directing the City Engineer to advise the City Clerk of the approval of the aforementioned subdivision map.

(Serra Mesa Community Area. District-5.)

CITY MANAGER REPORT:

The subject rights-of-way were dedicated but not improved by the Cable Road Subdivision in 1891. The abutting property owners have petitioned for the closures to resubdivide and develop their property as the Nob Hill Subdivision, a Planned Residential Development (PRD-82-0732). The rights-of-way to be vacated are unimproved but, with the exception of Chase Avenue, do contain a water main. An easement has been reserved to service and maintain this facility. The construction of Interstate 805 precludes the improvement and the use of the subject streets and alley for traffic circulation; therefore, they provide access only to the abutting properties. The dwelling units within this Planned Residential Development will take access from an unnamed, non-dedicated, privately maintained driveway that will connect with Converse Avenue. As a condition of its approval, the Nob Hill Subdivision is

required to construct the necessary street improvements to terminate Converse Avenue with a standard driveway approach that will serve this access. The improvements will be bonded for and constructed with the proposed subdivision. Staff has concluded that these rights-of-way are no longer needed for present or prospective public use and can be summarily vacated, conditioned upon the Nob Hill Subdivision being approved and recorded. This action was processed in accordance with Council Policy 600-15.

FILE LOCATION:

STRT J-2508 and DEED F-2235 DEEDFY84

COUNCIL ACTION: (Tape location: A135-163).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-not present, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-103: (R-84-1073) ADOPTED AS RESOLUTION R-259923

Declaring that the real property within Lot 45 of Block 257 of University Heights is determined to be surplus and is hereby authorized to be sold by quitclaim deed to Michael J. Hall and Ronald Allen Crampton; authorizing the execution of a quitclaim deed, quitclaiming to Michael J. Hall and Ronald Allen Crampton all the City's right, title and interest in the above sewer easement; declaring that no broker's commission has been paid by the City on the herein described sale.

(Located south of University Avenue on the west side of Alabama Street. North Park Community Area. District-3.)

CITY MANAGER REPORT:

In 1916, the City of San Diego acquired, without cost, a sewer easement within Lot 45 of Block 257 in University Heights. The easement lies between Alabama Street and the alley to the west on the southside of University Avenue in the North Park area. Until recently, the sewer pipe in this easement had been servicing four Alabama Street residences, three of which have since been demolished to provide a building site for a 67-unit senior citizen complex. (A small portion of the old easement, adjacent to the alley, will be retained since it still services the one remaining residence on Alabama Street.) The abandonment of the sewer easement is an immediate requirement of the developer's Conditional Use Permit. The Water Utilities, Engineering and Development, and Property Departments have determined that the easement has no future value to the City, and they join in recommending the issuance of a quitclaim deed so that construction of the new complex may begin.

WU-PR-84-071.

FILE LOCATION:

DEED F-2236 DEEDFY84

COUNCIL ACTION: (Tape location: A164-170).

MOTION BY GOTCH TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-not present, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch- yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-104: (R-84-1082) ADOPTED AS RESOLUTION R-259924

Authorizing the City to participate with the U. S. Department of Agriculture in conducting a jointly funded study of the feasibility of a Regional Produce Market; authorizing the City Manager to initiate a request for local agency assistance from SANDAG in support of the study; authorizing the expenditure in the sum of \$5,000 from Barrio Logan Industrial Park (BLIP) Community Development Block Grant Fund for the purpose of providing funds for the above.

(See City Manager Report CMR-83-515.)

COMMITTEE ACTION: Reviewed by TLU on 12/12/83. Recommendation to adopt the Resolution. Districts 1, 2, 3, 4 and 5 voted yea.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A135-163).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-not present, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-105: (R-84-1119) ADOPTED AS RESOLUTION R-259925

Authorizing and approving the expenditure of an amount not to exceed \$50,000 from General Services Operational Funds for the Miramar Landfill Program Element 53332, to cover the cost of acquiring temporary access rights to the Miramar Landfill Program for a one-year period.

(Clairemont Mesa Community Area. District-5.)

CITY MANAGER REPORT:

Since 1960, the City's only public access to the Miramar Landfill has been through private property at Mercury Street Extension north of Clairemont Mesa Boulevard. This has been accomplished through a series of temporary road easements. The latest agreement, approved by City Council in January, 1983, provided the City with a one-year extension at fair market value plus an option to renew it for four additional one-year periods at increases based on the Consumer Price

Index. The payment this year is to be \$49,625, which is a CPI increase of 2.6 percent applied to last year's rent of \$48,350.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A171-201).

MOTION BY GOTCH TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-not present, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-106: (R-84-1122) ADOPTED AS RESOLUTION R-259926

Authorizing the City Auditor and Comptroller to transfer an amount not to exceed \$10,000 from the Convention and Performing Arts Center Operating Fund 10320 to the Convention and Performing Arts Center Box Office Trust Fund 63108 for the purpose of providing working capital required for financial settlements with the promoters of CPAC events.

CITY MANAGER REPORT:

The Convention and Performing Arts Center, as a full service public assembly complex, operates the Center Box Office (CBO) to provide ticket sale services for the promoters of ticketed events held at the Center. It is essential to the conduct of box office operations that the Center have the capability of making appropriate payments to event promoters at the time of final event settlements. For the most part these settlements take place after business hours and on weekends. Under box office procedures established by the Auditor and Comptroller, all ticket proceeds from CPAC events are deposited into the CBO Trust Fund Account, and all payments to promoters are made from funds drawn from the same account. As the time required for the processing and recording of deposits involves a delay of several days when a weekend is involved, there are times when the cash on hand balance as recorded in the Trust Fund account is insufficient to permit a disbursement of the required funds for an event settlement. It is thus essential that a working capital be established in the Trust Fund. The proposed appropriation is a specific recommendation of the Auditor and Comptroller.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A135-163).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-not present, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-107: (R-84-984) ADOPTED AS RESOLUTION R-259927

Establishing a parking time limit of two hours between the hours of 8:00 a.m. and 6:00 p.m., Saturdays, Sundays and certain holidays excepted, on the south side of San Diego Avenue from Noell Street to 120 feet west of Noell Street; authorizing the installation of the necessary signs and markings; declaring that the regulations hereinabove imposed shall become effective upon the installation of such signs.

(Pacific Highway Community Area. District-2.)

CITY MANAGER REPORT:

The proposed zone was requested by a majority petition (100 percent of the property frontage). A recent parking study determined the average occupancy and average stay in the study area to be 97.5 percent and 7.8 hours, respectively. This meets the Council-approved requirements for average occupancy and average stay for establishing a two-hour time limit zone. The entire area is zoned C.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A135-163).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-not present, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-108:

19840109

Two actions relative to sewage disposal agreements:

Subitem-A: (R-83-597) ADOPTED AS RESOLUTION R-259928

Authorizing the execution of a fourth amendment to sewage disposal agreement of 1960 with the City of Chula Vista.

Subitem-B: (R-83-598) ADOPTED AS RESOLUTION R-259929

Authorizing the execution of a second amendment to sewage disposal agreement of 1960 with the Spring Valley Sanitation District.

CITY MANAGER REPORT:

On August 2, 1982, Council consented to an agreement between the City of Chula Vista and the Spring Valley Sanitation District for the transfer of 1.70 million gallons per day capacity rights in the San Diego Metropolitan Sewerage System. The City's consent was

based on the determination that the transfer would not unbalance the Metropolitan Sewerage System to the detriment of the City or any participating agency. The consent was further contingent on approval of the Cities of La Mesa and Lemon Grove, in accordance with Council Policy 400-8, within whose sphere of influence the Spring Valley Sanitation District lies. The Cities of La Mesa and Lemon Grove have by resolution of their respective City Councils approved the transfer of capacity rights. As a result of these approvals it is now necessary for the City to modify the sewage disposal agreements with the City of Chula Vista and the Spring Valley Sanitation District to appropriately reflect the rights and obligations associated with the changes to the amounts of capacity service.

WU-U-82-704.

FILE LOCATION:

MEET

CONTFY84

COUNCIL ACTION: (Tape location: A135-163).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-not present, Cleator-yea, McColl-yea, Jones-yea, Struiksmay-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-109: (R-84-1126) ADOPTED AS RESOLUTION R-259930

Authorizing the execution of an agreement with Engineering Alliance Corporation to perform consulting engineering services on an as-needed basis; authorizing the expenditure of an amount not to exceed \$25,000 from CIP-58- 009.0 (Capital Outlay Fund 30245) for the above program.

CITY MANAGER REPORT:

This agreement will provide the City with consultation services as the need arises. It is often necessary that the City undertake certain minor capital improvements not specifically identified in the Capital Improvements Program. Such projects require the services of a private engineering consultant with a professional license when the required level of expertise is not available in-house or when time is of the essence. The selection of Engineering Alliance Corporation followed the directives outlined in Council Policy 300-7 and Administrative Regulation 25.60. The City advertised in the San Diego Daily Transcript on Friday, July 22, 1983 for "Structural Services As Needed." Three engineering firms responded and all three were interviewed and evaluated on the basis of ability, experience, capability of personnel, knowledge, and

resources of firm. The dollar amount of this agreement will not exceed \$25,000.

FILE LOCATION:

MEET

CCONTFY84

COUNCIL ACTION: (Tape location: A135-163).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-not present, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-110: (R-84-1032) ADOPTED AS RESOLUTION R-259931

Authorizing the execution of two agreements between the Metropolitan Water District of Southern California and Coachella Valley Water District and Desert Water Agency for exchange of water.

CITY MANAGER REPORT:

Several agencies including the City of San Diego have rights to Colorado River water. Other agencies have entitlements to State Water Project water. It is to the advantage of all districts to exchange water entitlements at various times. In 1967, Coachella Valley Water District and Desert Water Agency entered into exchange agreements with Metropolitan Water District of Southern California (MWD), for exchange of their State Project water to MWD for equal quantities of Colorado River water from MWD. These agreements which were approved by the City in 1972, along with seven other parties, expire in 1990. It has now been deemed desirable and necessary by the parties to enter into new agreements which provide for the water exchanges to continue through 2035. Approval of the new agreements must be secured from the same eight parties, including the City of San Diego, as the previous agreements. No water agency sacrifices any water rights as a result of these agreements.

WU-U-84-068.

FILE LOCATION:

MEET

CONTFY84

COUNCIL ACTION: (Tape location: A135-163).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-not present, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-111: (R-84-1127) ADOPTED AS RESOLUTION R-259932

Approving Change Order No. 5 to the contract with Louetto Construction Inc., for the construction of San Diego Jack

Murphy Stadium Expansion, which increases the contract by an amount not to exceed \$119,049.

(Mission Valley Community Area. District-5.)

CITY MANAGER REPORT:

This change order will provide the necessary revisions to the roof and "eyebrow" structure over the Press Level additions to protect the new spaces from the elements.

In the existing Stadium, Press Level spaces are protected from the direct effects of the sun and weather by the Upper Level structure. Since the Upper Level is not being extended in this expansion project, extensive shading elements will be required to protect 18 of the 44 new skyboxes. Although this became apparent in the design phase of the project, time constraints did not permit the inclusion of the final design in the original contract documents. In recognition that this work would have to be done by change order, an adequate amount was included in the contingency account when funds for construction were authorized.

FILE LOCATION:

CONT Louetto Construction Inc. CONTFY84

COUNCIL ACTION: (Tape location: A135-163).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-not present, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

*** ITEM-112: (R-84-983) ADOPTED AS RESOLUTION R-259933**

Authorizing the City Manager to do by City Forces all the work for City Heights Block Grant Streets and Alleys - Contract II, as required to provide water service during construction, connection of water mains and provide new meter installation, pursuant to recommendation of the City Manager and submission of estimates by him indicating that said work can be done by the City Forces more economically than if let by contract; the cost of said work shall not exceed \$12,555; authorizing the expenditure of \$12,555 from CIP-73- 083, Water Revenue Fund 41502 for the above project.

(1911 Improvement Act. Mid-City Community Area.

District-3.)

CITY MANAGER REPORT:

The paving of Alley Block 98 of City Heights, Map- 1007, one of a group of alleys in the contract, requires the prior replacement of the existing water main. Due to the disruption of service caused by construction, it is necessary to provide temporary service as well as to make the permanent connection. This action will allow City

Forces to cut and plug the water main, highline the water services, install one new meter, and make the connections. It has been determined that this work can best be performed by City Forces.

FILE LOCATION:

STRT D-2242

COUNCIL ACTION: (Tape location: A135-163).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-not present, Cleator-yea, McColl-yea, Jones-yea, Struiksmay-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-200: (R-84-972) ADOPTED AS RESOLUTION R-259934

Extending the existing Residential Permit Parking Area A in the University Hospital area; directing the City Manager to erect appropriate signs in the expanded Residential Permit Parking Area A indicating prominently thereon the parking prohibition, the period of time of its application and the conditions of exemption therefrom, on or after the effective date of this resolution; declaring that the enforcement of this resolution shall be valid upon the placement of signs in the expanded Residential Permit Parking Area A.

(See City Manager Report CMR-83-526. District-2.)

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A202-249).

MOTION BY CLEATOR TO ADOPT. Second by McColl. Passed by the following vote: Mitchell-not present, Cleator-yea, McColl-yea, Jones-yea, Struiksmay-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-S400: REFERRED TO CITY MANAGER AND CITY ATTORNEY

(Continued from the meeting of January 3, 1984 at George Mitrovich's request.)

Matter of the role of the "Governing Board of San Diego Stadium Authority."

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A028-118).

MOTION BY MURPHY TO DIRECT STAFF TO WORK WITH COUNCIL MEMBER

McCOLL AND THE CHAIRMAN OF THE STADIUM AUTHORITY ON A REPORT THAT IS

TO GO BEFORE RULES COMMITTEE ON JANUARY 23, 1984, AND BEFORE

COUNCIL

ON JANUARY 30, 1984, REGARDING 1) A HISTORY OF HOW THE STADIUM AUTHORITY CAME INTO BEING, WHAT ITS DUTIES HAVE BEEN, WHAT THE RESPONSIBILITIES HAVE BEEN OVER THE YEARS SINCE 1966 AND WHAT THE PROJECTIONS ARE FOR THE FUTURE; 2) FOCUS ON THE CONCERNS WITH RESPECT TO MAINTENANCE AND MANAGEMENT EXPERTISE AND TO RECOMMEND ON A SUBSTANTIVE LEVEL WHAT CHANGES ARE GOING TO BE TAKING PLACE FOR IMPROVEMENTS; AND 3) PROVIDE INFORMATION ON HOW OTHER STADIUMS IN THE COUNTRY ARE OPERATED. Second by Jones. Passed by the following vote: Mitchell-not present, Cleator- yea, McColl-yea, Jones-yea, Struiksmay-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-S401: UNFINISHED BUSINESS, TO BE TAKEN JANUARY 10, 1984

Matter of a request for a full Council hearing, pursuant to Rule 4 of the San Diego Municipal Code, on the Transportation and Land Use Committee's decision of December 12, 1983 regarding the appeal of W. E. Simpson (Docketed at the request of Council Member Mitchell.)

FILE LOCATION:

GENL Taxi Cabs License Applications and Permits

COUNCIL ACTION:

* ITEM-S402: (R-84-1083) ADOPTED AS RESOLUTION R-259935

Awarding a contract to G. R. Henderson Contractors, Inc. for the construction of low flow crossing of Highland Valley Road at Coach Creek in the amount of \$42,600; authorizing the City Auditor and Comptroller to transfer \$7,000 from Water Revenue Fund 41502, Unallocated Reserve (70679) to Water Operating Fund 41500, General Program Expense (70316); authorizing the expenditure, not to exceed \$7,000 from Water Operating Fund 41500 to supplement funds previously authorized by Resolution R-259585, adopted on November 7, 1983 for providing funds for said project and related costs. BID-5375

(Sabre Springs Community Area. District-1.)

CITY MANAGER REPORT:

Bids for the construction of low water crossing on Highland Valley Road were opened on November 30, 1983. The low bid by G. R. Henderson, Inc. was 21.7 percent over the engineer's estimate of

\$35,000. Only four bids were received, ranging from \$42,600 to \$74,000. This project was a small but difficult project which apparently was not conducive to bidding by large contractors, resulting in higher than normal bids. There is no evidence that a rebidding of the project would result in better bids; therefore, an award is recommended, with the project funds supplemented by \$7,000.

WU-P-84-078.

FILE LOCATION:

CONT G.R. Henderson Contractors, Inc. and W.O. 148173

COUNCIL ACTION: (Tape location: A153-163).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-not present, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-S403: (R-84-1069) ADOPTED AS RESOLUTION R-259936

Approving the plans and specifications and inviting bids for the improvement of Clairemont Mesa Boulevard between Via Valarta and Marigot Place on Work Order No. 118372. BID-5446 (Tierrasanta Community Area. District-7.)

CITY MANAGER REPORT:

In April, 1983 the City of San Diego and the San Diego Unified School District agreed to proceed with a City/School District project to improve a portion of Clairemont Mesa Boulevard between Via Valarta and Marigot Place. The City's Tierrasanta Community Park and the School District own adjoining properties with unimproved street frontage in this area. The City and the School District will be responsible for all costs associated with their respective street frontage. After bids have been received by the City and reviewed by the School District, the School District will be requested to execute an agreement and deposit their share of the project costs with the City. Upon receipt of the executed agreement by the School District, City Council will be requested to authorize funds for the City's share of the project costs, execute the agreement with the School District, accept the School District deposit and authorize the City Manager to execute a contract with the lowest responsible bidder. Clairemont Mesa Boulevard is classified as a four-lane major street. This project will complete the street improvements to full width, i.e., four lanes, and improve traffic flow and safety through this area of the Community.

FILE LOCATION:

W.O. 118372

COUNCIL ACTION: (Tape location: A153-163).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Jones. Passed by

the following vote: Mitchell-not present, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-S404: (O-84-126) ADOPTED AS ORDINANCE O-16111 (New Series)

Amending Ordinance O-16007 (New Series), as amended, entitled "An Ordinance Adopting the Annual Budget for the Fiscal Year 1983-84 and Appropriating the Necessary Money to Operate the City of San Diego for said Fiscal Year" by amending Documents OO-16007-1 and OO-16007-2, as amended and adopted therein, by amending Section 2, Subsection II.1, "Transient Occupancy Tax Fund" to include a new program (91511) entitled "Kingdom Day Parade" and provide the sum of \$1,000 for said program.

COMMITTEE REPORT:

On December 14, 1983 the Public Services and Safety Committee, by a 4-0 vote, approved an allocation of \$1,000 in Transient Occupancy Tax funds to the National Cultural Foundation. Funds are to be used to help support the Kingdom Day Parade, to be held on January 15, 1984 and to promote the City of San Diego. Funds are to be reallocated from the "Reimburse General Fund - Administration Program" of the Special Promotional Programs. If Transient Occupancy Tax monies currently earmarked as a reserve against a Holiday Bowl Game deficit are not required, the \$1,000 will be "returned" to the above program.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A250-276).

MOTION BY JONES TO INTRODUCE, DISPENSE WITH THE READING AND ADOPT. Second by Gotch. Passed by the following vote: Mitchell-not present, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-S405: (R-84-1041) UNFINISHED BUSINESS, TO BE TAKEN JANUARY 10, 1984

(Continued from the meeting of January 3, 1984 at Council Member Gotch's request.)

Declaring that the offer of reward provided for by Resolution R-258037 is hereby withdrawn and of no further effect; authorizing the City Auditor and Comptroller to return the funds in the "Officer Kirk Leland Johnson Reward Fund," Fund 63026, to those persons who made such donations to said fund; declaring that after exhausting all reasonable efforts to return donations, any money remaining shall be placed in the

General Fund.

CITY MANAGER REPORT:

At the February 28, 1983 meeting of the City Council, Resolution R-258037 was passed authorizing the creation of the Officer Kirk Leland Johnson Reward Fund. The Resolution provided for a reward or rewards for information leading to the apprehension of a suspect or suspects in the murder of Officer Kirk Leland Johnson. All rewards were to be made with the approval of the City Manager and with the advice of the Chief of Police. In the event a reward was not paid after five years, funds collected were to be returned to those persons making donations.

The prosecution of the case has been successfully completed. The Police Chief has recommended to the City Manager that the reward not be issued since the suspect information was provided by an accomplice to the crime. The City Manager and City Attorney agree with this recommendation. With this action Council will provide for the immediate return of monies in the Reward Fund to the original donors.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A277-340).

ITEM-S406: (R-84-1006) ADOPTED AS AMENDED AS RESOLUTION R-259937

(Continued from the meeting of January 3, 1984 at George Mitrovich's request.)

Authorizing the Mayor and City Clerk to execute an Amendment Number 2 to Joint Exercise of Powers Agreement between the City of San Diego and the County of San Diego creating the San Diego Stadium Authority.

CITY MANAGER REPORT:

The San Diego Stadium Authority was created by the City of San Diego and the County of San Diego in 1966 via a Joint Exercise of Powers Agreement. The Governing Board of the Stadium Authority has since that time consisted of nine members, seven of whom are appointed by the City Council and two of whom are appointed by the Board of Supervisors. The existing Joint Powers Agreement provides that all nine appointees be electors or real property taxpayers of the City of San Diego. The amendment which is listed on today's docket would substitute the word County for the word City. Therefore, if approved by the Council, all future appointees of either the Council or the Board of Supervisors would be individuals whose requirement would be that they be electors or real property taxpayers of the County of San Diego. The amendment is proposed by the County Board of Supervisors and is endorsed by the Governing

Board of the Stadium Authority.
FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: B050-234).

MOTION BY STRUIKSMA TO ADOPT AS AMENDED TO REDRAFT THE JOINT
POWERS AGREEMENT TO STATE THAT THE TWO GOVERNING BOARD
MEMBERS, AS
APPOINTED BY THE COUNTY BOARD OF SUPERVISORS, MUST BE ELECTORS
OR

REAL PROPERTY TAXPAYERS OF THE COUNTY. Second by Cleator. Passed
by the following vote: Mitchell-not present, Cleator-yea,
McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy- yea,
Martinez-yea, Mayor Hedgecock-yea.

ITEM-S407:

19840109

Two actions relative to the renovation of the U.S. Grant
Hotel:

(See City Manager Report CMR-84-1. Centre City Community
Area. District- 8.)

Subitem-A: (R-84-1128) ADOPTED AS RESOLUTION R-259938

Authorizing the execution of an Urban Development Action
Grant (UDAG) agreement with first amendment dated December 28,
1983 with the United States Department of Housing and Urban
Development (HUD) under Section 119 of Title I of the Housing
and Community Development Act of 1974, as amended, in an amount
of \$4,800,000 for the purpose of renovation of the U.S. Grant
Hotel; authorizing the City Manager to execute an agreement, as
required by Exhibit E of the UDAG agreement with U.S. Department
of Housing and Urban Development as a condition of award of
\$4,800,000 in UDAG funds to the City and with Grant Corporation
setting forth the terms and conditions for a City loan of
\$6,000,000 to the CDS Grant Corporation for renovation of the
U. S. Grant Hotel; authorizing the City Manager to accept a
promissory note and deed of trust on the Hotel property and a
personal guarantee from Christopher D. Sickles as security for
the \$6,000,000 loan; approving employment training plan for the
U.S. Grant Hotel and authorizing the City Manager to approve
those necessary changes to the plan as may from time to time be
necessary to best achieve its purpose; authorizing the City

Manager to take such actions as are reasonably necessary in connection with meeting the terms and conditions contained in the UDAG agreement and related documents and agreements.
Subitem-B: (R-84-1129) ADOPTED AS RESOLUTION R-259939

Certifying that the information contained in Environmental Negative Declaration END-83-0553, in connection with the renovation of the U.S. Grant Hotel, has been completed in compliance with the California Environmental Quality Act of 1970, as amended, and State guidelines, and that said declaration has been reviewed and considered by the Council.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A341-B049).

MOTION BY MARTINEZ TO ADOPT WITH THE CONDITION THAT A REPORT
BE

SUBMITTED TO RULES COMMITTEE BY JANUARY 23, 1984, ABOUT SPECIFIC COMPLIANCE WITH HUD REGULATIONS ON THIS PROJECT AND HAVE THEM
CITED

IN A SPECIFIC WRITTEN MEMO/PLAN FOR IMPLEMENTATION OF THOSE GUIDELINES REGARDING EQUAL OPPORTUNITY, MINORITY EMPLOYMENT,
ETC.

Second by Murphy. Passed by the following vote: Mitchell-not present, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-UC-1: (R-84-1199) ADOPTED AS RESOLUTION R-259940

A Resolution presented to the City Council with UNANIMOUS
CONSENT:

Excusing Council Member Uvaldo Martinez from the Rules Committee and Special Council Meeting of January 9, 1984, for the purpose of attending the meeting of the LAFCO Commission as the appointed alternate (for swearing-in) and for the purpose of attending an urgent meeting with the Governor of Baja California on the border sewage problem.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: B235-240).

MOTION BY MARTINEZ TO ADOPT. Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ADJOURNMENT:

The meeting was adjourned by Mayor Hedgecock at 3:00 p.m.

FILE LOCATION:

MINUTES

COUNCIL ACTION: (Tape location: B240-250).

MOTION BY STRUIKSMA TO ADJOURN IN HONOR OF THE MEMORY OF FORMER

POLICE OFFICER ROBERT CHARLES SZYMCZAK. Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

MOTION BY McCOLL TO ADJOURN IN HONOR OF THE MEMORY OF IRMA MacPHERSON. Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.